

1 AN ACT concerning nursing home facilities.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Nursing Home Care Act is amended by
5 changing Section 3-310 as follows:

6 (210 ILCS 45/3-310) (from Ch. 111 1/2, par. 4153-310)

7 Sec. 3-310. Penalties; Long Term Care Education Fund.

8 (a) All penalties shall be paid to the Department within
9 10 days of receipt of notice of assessment or, if the penalty
10 is contested under Section 3-309, within 10 days of receipt
11 of the final decision, unless the decision is appealed and
12 the order is stayed by court order under Section 3-713. A
13 penalty assessed under this Act shall be collected by the
14 Department and shall be deposited with the State Treasurer
15 into the Long Term Care Education ~~Monitor/Receiver~~ Fund,
16 which is hereby created as a special fund in the State
17 Treasury. Moneys in the Fund shall be used, pursuant to
18 appropriations, only for the purpose provided in this
19 Section.

20 If the person or facility against whom a penalty has been
21 assessed does not comply with a written demand for payment
22 within 30 days, the Director shall issue an order to do any
23 of the following:

24 (1) direct the State Treasurer to deduct the amount
25 of the fine from amounts otherwise due from the State for
26 the penalty and remit that amount to the Department;

27 (2) add the amount of the penalty to the facility's
28 licensing fee; if the licensee refuses to make the
29 payment at the time of application for renewal of its
30 license, the license shall not be renewed; or

31 (3) bring an action in circuit court to recover the

1 amount of the penalty.

2 (b) The Department must use any monetary penalties
3 received from assessments against nursing homes for (i)
4 quality care initiatives or (ii) nursing home staff education
5 and training.

6 (Source: P.A. 86-663.)

7 Section 10. The State Finance Act is amended by adding
8 Section 5.570 as follows:

9 (30 ILCS 105/5.570 new)

10 Sec. 5.570. The Long Term Care Education Fund.

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.